

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

February 23, 2007

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

PSF No.: 070D-014

Oahu

Grant of Perpetual, Non-Exclusive Easement to Department of
Defense, State of Hawaii for State Civil Defense Warning and
Communication Siren Purposes, Kuliouou, Honolulu, Oahu, Tax
Map Key: 3-8-016:081 (por).

APPLICANT:

Department of Defense, State of Hawaii.

LEGAL REFERENCE:

Section 171-95, Hawaii Revised Statutes (HRS), as amended.

LOCATION:

Portion of Government lands of Kuliouou situated at Kuliouou,
Honolulu, Oahu, identified by Tax Map Key: 3-18-016:081 (por), as
shown on the attached map labeled Exhibit A.

AREA:

3,000 sq. ft. more or less.

ZONING:

State Land Use District: Urban
County of Honolulu CZO: R-7.5 Residential

TRUST LAND STATUS:

Section 5(B) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State
Constitution: YES _____ NO X

CURRENT USE STATUS:

Portion of Kuliouou District Park set aside by Governor's Executive Order No. 3050 to the City and County of Honolulu, Department of Parks and Recreation.

CHARACTER OF USE:

Right, privilege and authority to construct, use, maintain, repair, replace and remove Civil Defense warning and communication siren equipment over, under, and across State-owned land.

COMMENCEMENT DATE:

To be determined by the Chairperson.

CONSIDERATION:

Gratis

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

The project is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 3, Item No. 9 and 23 of the DAGS Environmental Impact Statement Exemption list. Item 9 states "any construction, alteration, modification, or installation of any structure, facility, equipment, or utility to meet governmental requirements given under the Occupation Safety and Health Act, County Building and Fire Codes, Americans with Disabilities Act, and Department of Health Regulations." Item 23 includes Civil Defense warning and communication siren equipment.

APPLICANT REQUIREMENTS:

Applicant shall be required to:

- 1) Provide survey maps and descriptions according to State DAGS standards and at Applicant's own cost.

REMARKS:

On February 26, 1981, Governor's Executive Order 3050 was issued to the City and County of Honolulu, Department of Parks and Recreation for the Kuliouou District Park situated at Kuliouou, Honolulu, Oahu. This park has served the Kuliouou community for the last twenty-six (26) years.

The State Department of Defense has re-evaluated its early warning communication system and found an additional Civil Defense warning siren is needed at the Kuliouou District Park, shown outlined on Exhibit "A".

The Department of Parks and Recreation, City and County of

Honolulu has approved the installation of the Civil Defense warning and communication siren at the Kuliouou District Park per attached letter dated January 17, 2007, attached as Exhibit "B".

Staff respectfully requests Board approval for this Civil Defense warning and communication siren easement.

RECOMMENDATION:

That the Board, subject to Applicant fulfilling the Applicant Requirements above:

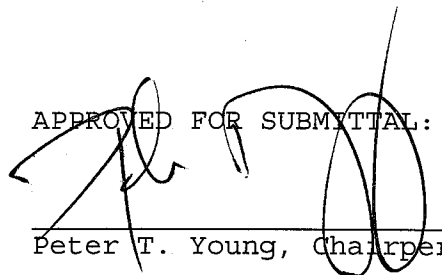
1. Authorize the issuance of a perpetual non-exclusive easement to the Department of Defense, State of Hawaii for Civil Defense warning and communication siren purposes subject to the following conditions:
 - A. The standard terms and conditions of the most current perpetual easement document form, as may be amended from time to time;
 - B. Review and approval by the Department of the Attorney General; and
 - C. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.
2. Authorize the issuance of a construction right-of-entry to the Department of Defense, State of Hawaii to commence as of February 23, 2007 and to expire when the project is completed, subject to the following:
 - A. The standard terms and conditions of the most current right-of-entry form, as may be amended from time to time;
 - B. Such other terms and conditions as may be prescribed by the chairperson to best serve the interest of the State.

Respectfully Submitted,



Cecil Santos
Oahu District Land Agent

APPROVED FOR SUBMITTAL:


Peter T. Young, Chairperson

"KAU HALE AUPUNI O'KULIQUOU" FOR F.F. 1708, KULIQUOU 2ND HONOLULU, OAHU, HAWAII (Formerly per. 3-B-II)

12 Joseph P. Baker Trust Co.

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JEFF BIF

LINDA LINGLE
GOVERNOR



RECEIVED-DAGS
DIV. OF PUBLIC WORKS

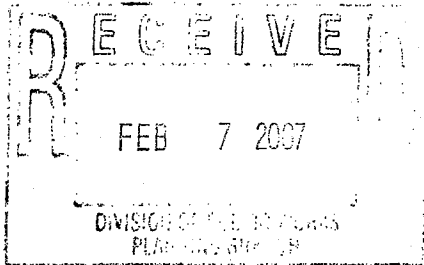
RUSS K. SAITO
COMPTROLLER

STATE OF HAWAII

2007 FEB -7 A 8:21

DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
P.O. BOX 113, HONOLULU, HAWAII 96810

(P)1009.7



JAN 17 2007

DIVISION OF PUBLIC WORKS		
TO:	FOR:	INITIAL:
<input checked="" type="checkbox"/> PW Adm		Approval
<input type="checkbox"/> PW Sec		Signature
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<input checked="" type="checkbox"/> Planning Br		See File
<input checked="" type="checkbox"/> Proj Mgmt Br		Comments
<input type="checkbox"/> Inspc Br		Investigate &
<input type="checkbox"/> Qual Cont Br		Report
<input type="checkbox"/> Leasing Br		

Mr. Lester K. C. Chang, Director
Department of Parks and Recreation
City and County of Honolulu
1000 Uluohia Street, Suite 309
Kapolei, HI 96707

Dear Mr. Chang:

Subject: Request Approval to Create an Easement for a
Civil Defense Warning Siren at Kuliouou District Park
DAGS Job No. 12-14-7151

This is to request your approval to create an easement for a civil defense warning siren at Kuliouou District Park. We provide the following information on the matter:

1. The location of the siren and the preliminary easement boundaries are shown on Attachment 1.
2. Because the park is on state lands, the Department of Land and Natural Resources has asked for your Department's formal approval prior to issuing the easement to the Department of Defense.

If there are no objections, please sign below and return this original letter to our office for further processing.

EXHIBIT "B"

Mr. Lester K. C. Chang
(P)1009.7
Page 2

If you have any questions on the matter, please have your staff call Mr. Brian Isa of the Planning Branch at 586-0484.

Sincerely,

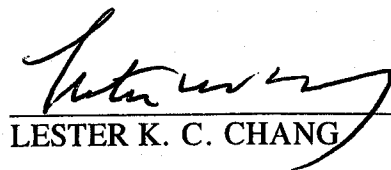


ERNEST Y. W. LAU
Public Works Administrator

Bl:mo
Attachment

c: Mr. Ricky Sasaki, PMB w/attachment ✓
Mr. George Burnett, DOD-SCD w/attachment

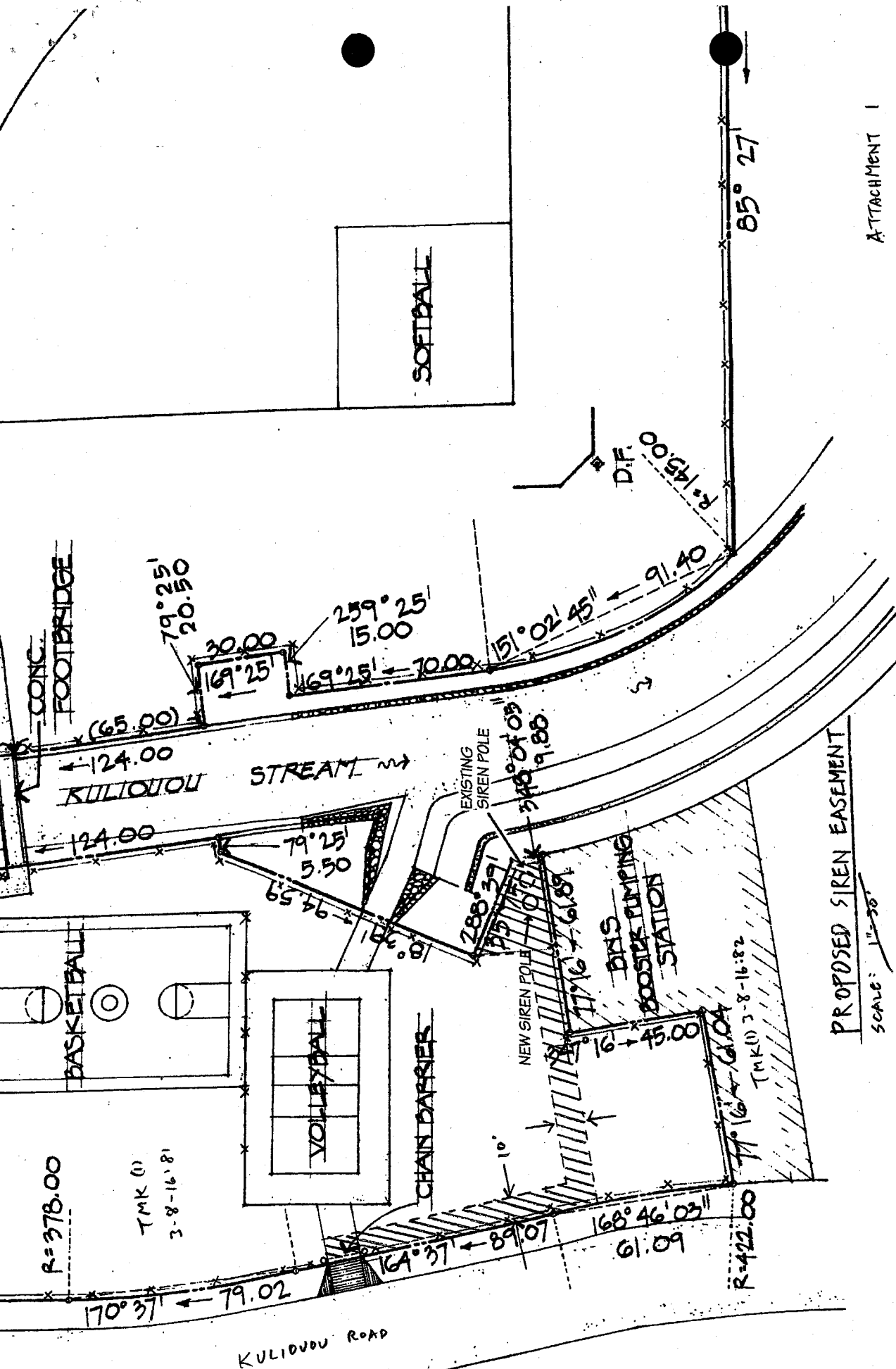
APPROVED:



LESTER K. C. CHANG

Date:

2/5/07



ATTACHMENT 1